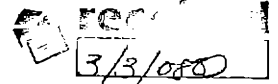




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27 February 2008



MELISSA BINETTI  
**INTERNATIONAL UNION OF OPERATING ENGINEERS**  
6140 Joliet Rd.  
Countryside, IL 60525

|     |              |                                |
|-----|--------------|--------------------------------|
| Re: | SUBJECT:     | <b>JOE A. BALDO</b>            |
|     | CASE TITLE:  | IUOE v PRAIRIE ROCK EXCAVATING |
|     | GENERAL NO.: | 07C6938                        |
|     | YOUR FILE:   | AE-00089                       |
|     | VTS FILE:    | 20080032                       |

Melissa:

On three occasions prior to 15 January 2008 we attempted to serve a summons and complaint upon **Joe Baldo** at the address given of 4345 DiPaolo Center, Glenview, Illinois 60025. We found that there was never anyone present in the office.

Based on this information we conducted the agreed upon locate investigation and discovered an address for this defendant 1415 Wilmot Rd., Deerfield, Illinois 60015 with a phone number of 847-338-0114. We verified that this is the current address for Baldo. Baldo is normally home in the evenings after 8:30PM and before 9:00AM on Saturday mornings.

Since there is time remaining on the summons, we will attempt at this new address. Since this appears to complete this location matter we are placing this file in abeyance. An invoice for the attempted service, the skip trace and the service at the second address will be sent under separate cover. If you should have any questions or require anything additional please feel free to contact me.

Sincerely,

Doreen Warner  
Investigator

Enclosures

/se



State of Illinois

General No.: 07C6938

County of USDC CHICAGO

**AFFIDAVIT OF SERVICE**

I, MICHAEL McGLOON, being first duly sworn on oath, depose and say that he/she is licensed or registered as a private detective under the Private Detective Security Act of 1993 or appointed as a Special Process Server and service was not completed on Prairie Rock Excavating, LLC c/o Joe Baldo due to the following reason(s):

- |   |   |
|---|---|
| 1. Moved  | 15. Claims not the correct party. Refuses name or ID. |
| 2. Occupant _____ knows<br>but claims subject does not reside at address given. | 16. Return date expired. Reissue and return.          |
| 3. Not known at address given by current occupant.                              | 17. Appears home but refuses to answer door.          |
| 4. No such address found.   | 18. Appears avoiding service. See details below.      |
| 5. Need apartment or suite number.  | 19. Return date expired. Reissue and return.          |
| 6. Address vacant or out of business.   | 20. Returned by request or return date too short.     |
| 7. No longer employed at this location.   | 21. Numerous attempts - NO CONTACT                    |
| 8. Rarely in office. Need residence for service.                                |   |
| 9. Mail Drop or Private Mail Box business.                                      |   |
| 10. Deceased, hospitalized or incarcerated.                                     |   |
| 11. Other.  |   |
| 12. Security denies access to residence or office.                              |   |
| 13. Appears home but refuses to answer door.                                    |   |
| 14. No Longer Corporate Agent.  |   |

**Additional or Other Information:**

Unable to make personal contact at 4345 DiPaolo Center, Glenview, IL. Office closed on several attempts. Unable to make contact at residence, 1415 Wilmette Rd., Deerfield, IL. No response on numerous attempts.

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to such matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

3-12-08  
Dated

Michael McGlooon  
Michael McGlooon  
117-000192



IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

|                            |   |                       |
|----------------------------|---|-----------------------|
| INTERNATIONAL UNION OF     | ) |                       |
| OPERATING ENGINEERS, LOCAL | ) |                       |
| 150, AFL-CIO,              | ) |                       |
|                            | ) | CIVIL ACTION          |
|                            | ) |                       |
| Plaintiff,                 | ) | NO. 07 C 6938         |
| vs.                        | ) |                       |
|                            | ) |                       |
| PRAIRIE ROCK EXCAVATING,   | ) | JUDGE MANNING         |
| L.L.C.                     | ) | MAGISTRATE JUDGE COLE |
|                            | ) |                       |
| Defendant.                 | ) |                       |

**ORDER**

This matter coming to be heard upon the Motion of Plaintiff, International Union of Operating Engineers, Local 150, AFL-CIO, by and through its attorneys, to request additional time for service of process, and the Court being fully advised in the premises, finds:

That Plaintiff has shown good cause for the failure to serve the complaint and summons upon the Defendant.

IT IS THEREFORE **ORDERED**:

That Plaintiff's request for an additional 120 days to effectuate service of the complaint and summons, up to and including August 7, 2008, is granted.

Enter:

Dated: \_\_\_\_\_

\_\_\_\_\_  
Honorable Judge Manning



Name and Address of Attorneys for the Plaintiff:

Dale D. Pierson  
Elizabeth A. LaRose  
Melissa L. Binetti  
Lauren S. Shaprio  
IUOE LOCAL 150  
LEGAL DEPARTMENT  
6140 Joliet Road  
Countryside, IL 60525  
(708) 579-6663  
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